

Message Text

LIMITED OFFICIAL USE

PAGE 01 OECD P 30496 211935Z

13-12

ACTION EUR-12

INFO OCT-01 ISO-00 L-03 CIAE-00 COME-00 DODE-00 DOTE-00

EB-07 FMC-01 INR-07 NSAE-00 CG-00 OFA-01 DLOS-04

AID-05 CEA-01 EA-07 FRB-03 IO-10 NEA-10 OPIC-03 SP-02

TRSE-00 CIEP-01 LAB-04 SIL-01 OMB-01 SS-15 NSC-05

/104 W

----- 113947

R 211921Z NOV 75

FM USMISSION OECD PARIS

TO SECSTATE WASH DC 9356

LIMITED OFFICIAL USE OECD PARIS 30496

E. O. 11652: N/A

TAGS: EFIN, ETRN, OECD

SUBJECT: FINAL OECD COUNCIL ACTION
ON UN LINER CONFERENCE

REF: (A) CES 75.91

(B) STATE 268400

(C) OECD PARIS 29207

1. SUMMARY: LONG DEBATE OVER OECD COUNCIL STATEMENT
RE COMPATIBILITY BETWEEN UN LINER CONFERENCE (UNC) AND
OECD CODE OF CURRENT INVISIBLE OPERATIONS WAS BROUGHT
TO A CLOSE NOVEMBER 13 WHEN COUNCIL ACCEPTED DRAFT
ENTRY REF A WITHOUT FURTHER REVISION. STATEMENT BY
EXECUTIVE COMMITTEE CHAIRMAN AND, HENCE, SUBSTANCE
BEHIND PARA (D) OF DRAFT ENTRY WAS VIRTUALLY IDENTICAL
TO THAT REPORTED IN REF C. COUNTRY POSITIONS CONCERNING
QUESTION OF COMPATIBILITY WERE UNCHANGED FROM EARLIER
COUNCIL DISCUSSION. IT IS EXPECTED THAT BOTH INVISIBLES
COMMITTEE (ICJ AND MARITIME TRANSPORT COMMITTEE (MTC)
WILL KEEP UNDER REVIEW QUESTION OF IMPLEMENTATION OF
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 OECD P 30496 211935Z

UN LINER CODE BY SIGNATORY OECD MEMBERS. END OF SUMMARY.

2. IN STATEMENT WHICH WAS SUPPORTED BY MOST PRO-COMPATIBILITY COUNTRIES, BELGIAN REP INDICATED HE COULD ACCEPT DRAFT ENTRY REF A ON UNDERSTANDING THAT EXISTING MANDATES OF IC AND MTC WERE WIDE ENOUGH TO PERMIT THEM TO CARRY OUT THE REVIEW LAID OUT IN PARA C OF REF A. THIS WOULD MAKE IT UNNECESSARY TO SET UP ANY NEW GROUP TO REVIEW UNC QUESTION. HE BELIEVED THAT COUNCIL SHOULD CONSIDER OECD'S REVIEW OF QUESTION OF COMPATIBILITY BETWEEN TWO CODES AS BEING COMPLETED AND THAT ANY "REVIEW" OF THIS SUBJECT SHOULD BE LIMITED TO NEW PROBLEMS.

3. JAPANESE DEL INDICATED HIS GOVERNMENT CONSIDERED IC AND PAYMENTS COMMITTEE REPORTS WERE USEFUL DOCUMENTS TO KEEP IN MIND WHEN TAKING ACTION ON UNC. ALSO SAID THAT UNC IS IMPORTANT ELEMENT FOR FUTURE WORLDWIDE SHIPPING POLICY AND SUGGESTED THAT FUTURE OECD WORK THIS QUESTION BE CENTERED ON FINDING WAYS TO AVOID CONFLICT WITH OECD CODE.

4. ANTI-UNC COUNTRIES REITERATED POSITIONS STATED IN PREVIOUS COUNCIL AND EXECUTIVE COMMITTEE MEETINGS AND REAFFIRMED THEIR VIEW THAT UNC IS INHERENTLY INCOMPATIBLE WITH OECD CODE. UK REP INDICATED THAT HE COULD ACCEPT REVISED DRAFT ENTRY EVEN THOUGH AS COMPROMISE IT IS FAR FROM WHAT HE ORIGINALLY DESIRED. HE INDICATED THAT WHILE UK IS IN FAVOR OF UNIFORM WORLDWIDE CODE COVERING MARITIME QUESTIONS, PROPOSED UNC IS INAPPROPRIATE. UK GOVERNMENT CONTINUES TO TAKE POSITION THAT UNC CANNOT BE IMPLEMENTED WITHOUT BREACHING OECD CODE. HE P/HASIZED UK VIEW THAT ALL MEMBER STATES OF OECD MUST RECOGNIZE PRIMACY OF OECD CODE. ALSO NOTED TT IT WAS UNFORTUNATE THAT BASIC LEGAL PROBLEMS REFERRED TO IN EARLIER DISCUSSIONS UNC QUESTION HAVE NOT BEEN CLARIFIED. UK GOVERNMENT RESERVED RIGHT TO RETURN TO THESE QUESTIONS AT LATER DATE SHOULD FUTURE DEVELOPMENTS WARRANT. UK POSITION BASICALLY WAS SUPPORTED BY MOST ANTI-COMPATIBILITY COUNTRIES.

LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 03 OECD P 30496 211935Z

5. US REP SUPPORTED MUCH OF UK STATEMENT, NOTING THAT US PREFERRED ORIGINAL DRAFT ENTRY (E.G., WITHOUT PARA D, REF A) BUT COULD GO ALONG WITH MAJORITY. DRAWING ON REF B, HE MADE STRONG STATEMENT THAT US POSITION REMAINS THAT UNC ITSELF IS INCOMPATIBLE WITH OECD CODE' AND THAT ANY OECD COUNTRY WHICH ADHERES TO UNC IS ACTING IN CONFLICT WITH ITS OBLIGATIONS UNDER THE OECD CODE.
TURNER

LIMITED OFFICIAL USE

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: STANDARDS, MARINE TRANSPORTATION, AGREEMENT DRAFT, COMMITTEE MEETINGS, RESOLUTIONS, INVISIBLES (BALANCE OF PAYMENTS)
Control Number: n/a
Copy: SINGLE
Draft Date: 21 NOV 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: woolflhd
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975OECDP30496
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D750407-0593
From: OECD PARIS
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t19751120/aaaaarry.tel
Line Count: 115
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION EUR
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: woolflhd
Review Comment: n/a
Review Content Flags:
Review Date: 29 MAY 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <29 MAY 2003 by ShawDG>; APPROVED <30 DEC 2003 by woolflhd>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
06 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: FINAL OECD COUNCIL ACTION ON UN LINER CONFERENCE
TAGS: EFIN, ETRN, EWWT, OECD
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006